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<b>Date:</b>	May 1, 2008	<b>Total Pages:</b> 9 including cover sheet
<b>To:</b>	U.S. Patent and Trademark Office	
<b>Attn.:</b>	Examiner P. BERTHEAUD; Art Unit 3746	
<b>Fax No.:</b>	(571) 273-8300	
<b>From:</b>	Thomas E. Kocovsky, Jr.	
<b>Re:</b>	US Patent Serial No. 10/512,026 (LYBZ 2 00086)	

**COMMENTS:**

9 pp:           1 pp Fax Cover Sheet  
                  2 pp Amendment Transmittal Letter(s)  
                  6 pp Amendment B and Election

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## AMENDMENT TRANSMITTAL LETTER

Attorney Docket No. LYBZ 2 00086

Serial No.: 10/512,026	Filing Date: October 19, 2004	Examiner: P. BERTHEAUD
Group Art Unit: 3746 Confirmation: 2265	Invention: VACUUM PUMP	

To the Commissioner For Patents:

Transmitted herewith is an **AMENDMENT B AND ELECTION** in the above-identified application. The fee has been calculated as shown below.

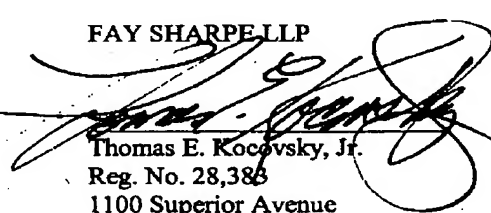
CLAIMS AS AMENDED						
	Claims remaining after amendment		Highest Number Previously Paid For	No. of Extra Claims Present	Rate	Additional Rate
Total Claims	15	Minus	20	-	\$ 50	\$ 0.00
Indep. Claims	3	Minus	3	-	\$210	\$ 0.00

- ☒ No additional claims fee is due.
- ☐ An additional fee in the amount of \$ \_\_\_\_\_ is enclosed for a \_\_\_\_\_. Payment is authorized to be charged to a Credit Card. The applicants enclose an appropriate form PTO-2038 for this purpose.
- ☒ Please charge any additional fees or credit overpayment to Deposit Account No. 06-0308. A duplicate copy of this sheet is enclosed.
- ☒ Applicants hereby request any additional extensions of time that may be necessary and authorize the extension of time fees to be charged to Deposit Account No. 06-0308.

Respectfully submitted,

FAY SHARPE LLP

Date: May 2, 2008

  
Thomas E. Kocovsky, Jr.  
Reg. No. 28,388  
1100 Superior Avenue  
Seventh Floor  
Cleveland, Ohio 44114-2579  
(216) 861-5582

## CERTIFICATE OF FAXING

I hereby certify that these **AMENDMENT TRANSMITTAL LETTER (x2); AMENDMENT B & ELECTION** in connection with U.S. Patent Application Serial No. 10/521,026 are being transmitted to facsimile number (571) 273-8300 on this 1 day of May, 2008.

By: W. Mary McHulley

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## AMENDMENT TRANSMITTAL LETTER

Attorney Docket No. LYBZ 2 00086

Serial No.: 10/512,026	Filing Date: October 19, 2004	Examiner: P. BERTHEAUD
Group Art Unit: 3746 Confirmation: 2265	Invention: VACUUM PUMP	

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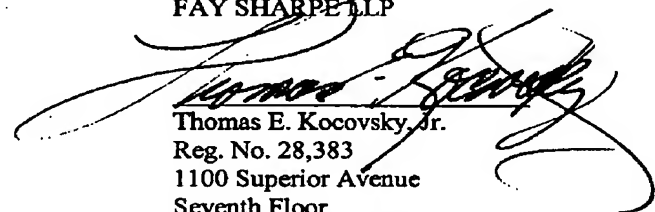
CLAIMS AS AMENDED						
	Claims remaining after amendment		Highest Number Previously Paid For	No. of Extra Claims Present	Rate	Additional Rate
Total Claims	15	Minus	20	-	\$ 50	\$ 0.00
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Respectfully submitted,

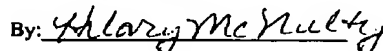
FAY SHARPE LLP

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of	)	Examiner: P. BERTHEAUD
C. BEYER, et al.	)	
	)	Art Unit: 3746
Serial No.: 10/512,026	)	
	)	Confirmation: 2265
Filed: October 19, 2004	)	
	)	
For: VACUUM PUMP	)	
	)	
Date of Last Office Action:	)	
April 1, 2008	)	
	)	
Attorney Docket No.:	)	Cleveland, OH 44114
LYBZ 2 00086	)	May 1, 2008

AMENDMENT B AND ELECTION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This paper is responsive to the Office Action of April 1, 2008.

Amendments to the claims are reflected in the listing of claims which  
begins on page 2.

Remarks begin on page 6.

Certificate of Faxing

I certify that this **AMENDMENT B AND ELECTION** in connection with Ser. No. 10/512,026 is being  
☐ deposited with the United States Postal Service as First Class mail under 37 C.F.R. § 1.8, addressed to: Commissioner for  
Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.  
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Date May 1, 2008	Signature <i>Hilary McNulty</i>
	Printed Name Hilary M. McNULTY

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